| UNITED STATES DISTRICT OF |               |                    |
|---------------------------|---------------|--------------------|
| YAZURLO,                  |               |                    |
|                           | Plaintiff(s), | <u>ORDER</u>       |
| - against -               |               | 17 Civ. 2027 (NSR) |
| CITY OF YONKERS, et al.,  |               |                    |
|                           | Defendant(s). |                    |
|                           | X             |                    |

The Court waives the Initial Pre-trial Conference and directs the parties to complete a Case Management Plan and Scheduling Order (blank form attached hereto). Said Scheduling Order shall be submitted to chambers by January 24, 2020. After review and approval of the Scheduling Order, the Court will issue an Order of Reference to Magistrate Judge Judith C. McCarthy for general pretrial purposes. The parties are directed to contact Judge McCarthy within seven (7) business days of the date of the Order of Reference to schedule a conference.

Dated:

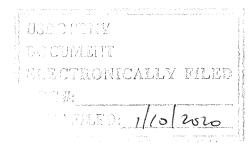
Román, D.J.:

White Plains, New York

January 10, 2020

SO ORDERED.

Nelson S. Román, U.S.D.J.



## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

|        | - against -  | Plaintiff(s),                 | CIVIL CASE DIS                                   | SCOVERY PLAN<br>ING ORDER                        |  |  |
|--------|--|-------------------------------|--|--|--|--|
|        |  |                               | Defendant(s).                                    | CV   | (NSR)  |  |
| This C | Civil Case   |                               | Plan and Scheduling (                            |  | consultation with counsel,                             |  |
| 1.     | All parties [consent] [do not consent] to conducting all further proceedings before a Magistrate Judge, including motions and trial, pursuant to 28 U.S.C. § 636(c). The parties are free to withhold consent without adverse substantive consequences. (If all parties consent, the remaining paragraphs of this form need not be completed.) |                               |  |  |  |  |
| 2.     | This case [is] [is not] to be tried to a jury.   |                               |  |  |  |  |
| 3.     | Joinder of additional parties must be accomplished by  |                               |  |  |  |  |
| 4.     | Amended pleadings may be filed until   |                               |  |  |  |  |
| 5.     | Interrogatories shall be served no later than, and responses thereto shall be served within thirty (30) days thereafter. The provisions of Local Civil Rule 33.3 [shall] [shall not] apply to this case.   |                               |  |  |  |  |
| 6.     | First request for production of documents, if any, shall be served no later than   |                               |  |  |  |  |
| 7.     | Non-expert depositions shall be completed by   |                               |  |  | ·  |  |
|        | a.   | Unless coun<br>until all part | sel agree otherwise or<br>ies have responded to  | the Court so orders, d<br>any first requests for | lepositions shall not be held production of documents. |  |
|        | b.   | Depositions                   | shall proceed concurr                            | ently.   |  |  |
|        | c.   | Whenever podepositions        | ossible, unless counse<br>shall follow party dep | l agree otherwise or thositions.                 | e Court so orders, non-party                           |  |

| 8.     | Any further interrogatories, including expert interrogatories, shall be served no later than  |  |  |  |  |
|--------|---|--|--|--|--|
| 9.     | Requests to Admit, if any, shall be served no later than  |  |  |  |  |
| 10.    | Expert reports shall be served no later than  |  |  |  |  |
| 11.    | Rebuttal expert reports shall be served no later than   |  |  |  |  |
| 12.    | Expert depositions shall be completed by  |  |  |  |  |
| 13.    | Additional provisions agreed upon by counsel are attached hereto and made a part hereof.  |  |  |  |  |
| 14.    | ALL DISCOVERY SHALL BE COMPLETED BY   |  |  |  |  |
| 15.    | Any motions shall be filed in accordance with the Court's Individual Practices.   |  |  |  |  |
| 16.    | This Civil Case Discovery Plan and Scheduling Order may not be changed without leave court (or the assigned Magistrate Judge acting under a specific order of reference).   |  |  |  |  |
| 17.    | The Magistrate Judge assigned to this case is the Hon   |  |  |  |  |
| 18.    | If, after entry of this Order, the parties consent to trial before a Magistrate Judge, the Magistrate Judge will schedule a date certain for trial and will, if necessary, amend this Order consistent therewith. |  |  |  |  |
| 19.    | The next case management conference is scheduled for, at (The Court will set this date at the initial conference.)  |  |  |  |  |
| SO 03  | RDERED.   |  |  |  |  |
| Dated: | White Plains, New York  |  |  |  |  |
|        | Nelson S. Román, U.S. District Judge  |  |  |  |  |